

REMARKS

This Response is to the final Office Action mailed on October 21, 2009. The Commissioner is hereby authorized to charge any fees that may be required or credit any overpayment to Deposit Account No. 02-1818. If such a withdrawal is made, please indicate the Attorney Docket No. 5928R2US BX2009T02074 (3712044-00457) on the account statement.

Claims 14 to 38 are pending in the application. Claims 1 to 13 and 39 to 107 were previously withdrawn due to a restriction/election requirement. Those claims along with Claims 17, 25 and 37 have been canceled by this amendment. Applicants respectfully reserve the right to file and argue the patentability of such claims in one or more continuing application.

In the Office Action, Claims 14 to 16, 19, 20, 23, 33 to 35 and 38 were rejected under 35 U.S.C. §103(a) as being obvious in view of U.S. 2002/0104800 to Gregory Collins et al. ("*Collins*") in view of U.S. Pat. No. 4,702,829 to Hans-Dietrich Polaschegg et al. ("*Polaschegg*"). Claims 21, 26, 27 and 32 were rejected under 35 U.S.C. §103(a) as being unpatentable over *Collins* and *Polaschegg* and further in view of U.S. Patent No. 5,932,103 to Rodney Kenley et al ("*Kenley*").

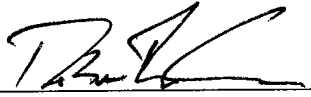
Claims 17, 18, 22, 24, 25, 30 and 37 were objected to as being dependent on a rejected base claim but were deemed allowable if added to the base claim along with any intervening claims.

Applicants have amended Claim 14 to include elements of objected to Claim 17, Claim 23 to include elements of objected to Claim 25 and Claim 31 to include elements of objected to Claim 37. Please note that Claim 14 was not previously limited to the volume being a bolus volume, and Claim 17 has been modified by way of its addition to Claim 14 to reflect same. This must be the case or else dependent Claim 21 (not amended here) would not make sense. Claims 16, 18 and 19 have also been amended in a non-narrowing manner to read like Claim 15, that is, to specify that the fluid volume is a bolus volume, so that the remainders of Claims 16, 18 and 19 have proper antecedent bases.

For the foregoing reasons, Applicants respectfully request reconsideration of the above-identified patent application and earnestly solicit an early allowance of same.

Respectfully submitted,

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Dated: January 21, 2010